

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Lightner et al.

**Application No.** 10/539,488

**Filed:** March 13, 2006

**Confirmation No.** 5163

**For:** GENERATION OF PLANTS WITH  
ALTERED OIL CONTENT

**FILED VIA EFS**

**Examiner:** Elizabeth F. McElwain

**Art Unit:** 1638

**Attorney Reference No.** 8176-71295-07

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COMMISSIONER FOR PATENTS

**REQUEST FOR CONTINUED EXAMINATION  
TRANSMITTAL LETTER**

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the application referenced above.**

Submission required under 37 C.F.R. § 1.114

Previously submitted

Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on May 28, 2009.  
(Any unentered amendment(s) referred to above will be entered).

Copy of Form 1449 previously submitted by Applicants on April 9, 2007 and (partially) considered by the Examiner on June 16, 2008.

Enclosed

Amendment/Reply: Copy of Amendment filed May 28, 2009.

Copy of Form 1449 previously submitted by Applicants on April 9, 2007 and (partially) considered by the Examiner on June 16, 2008.

FILING FEE					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Fee under 37 CFR 1.17(e)					\$810.00
Total Claims	5	- 20*	= 0	\$52.00	\$ 0.00
Indep. Claims	3	- 3**	= 0	\$220.00	\$ 0.00
One-month Extension of Time				\$130.00	\$130.00
<b>TOTAL FILING FEE</b>					<b>\$940.00</b>

\* greater of twenty or number for which fee has been paid, \*\* greater of three or number for which fee has been paid.

- Applicant petitions for an extension of time for the number of months indicated above. If an additional extension of time is required please consider this a petition therefor.
- \$940.00 is submitted herewith via EFS.
- Please charge any additional fees that may be required in connection with filing this RCE and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550.
- If the Patent and Trademark Office determines that the amendment submitted with this RCE results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550.

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Respectfully submitted,  
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cc: Docketing